PTO/SB/21 (09-04) Approved for use through 07/31/2006. OMB 0651-0031 U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE e Paper Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number. 10/646.243 **Application Number** TRANSMITTAL August 22, 2003 Filing Date **FORM** First Named Inventor Bardy Art Unit 3735 (to be used for all correspondence after initial filing) **Examiner Name** Natnithithadha, Navin Attorney Docket Number Total Number of Pages in This Submission 020.0341.US.DIV **ENCLOSURES** (Check all that apply) After Allowance communication to (TC) Fee Transmittal Form Drawing(s) Appeal Communication to Board of Fee Attached Licensing-related Papers Appeals and Interferences Appeal Communication to TC Amendment / Reply Petition (Appeal Notice, Brief, Reply Brief) Petition to Convert to a After Final Proprietary Information **Provisional Application** Power of Attorney, Revocation Affidavits/declaration(s) Status Letter Change of Correspondence Address Other Enclosure(s) (please identify Х Extension of Time Request Terminal Disclaimer below): **Postcard Express Abandonment Request** Request for Refund Information Disclosure Statement CD, Number of CD(s) \_\_\_ Landscape Table on CD Certified Copy of Priority Document(s) Remarks Reply to Missing Parts/ Incomplete Application Reply to Missing Parts under 37 CFR 1.52 or 1.53 SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT Firm Name Law Offices of Patrick J.S. Inouye Signature Printed name Patrick J.S. Inouye Date August 3, 2006 Reg. No. 40297 CERTIFICATE OF TRANSMISSION/MAILING I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below. Signature Typed or printed name Lali Liparteliani Date August 3, 2006

This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to take 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.



## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant(s): Bardy

. Serial No.: 10/646,243

Filed: August 22, 2003

Title: System And Method For Diagnosing

And Monitoring Respiratory

Insufficiency For Automated Remote

Patient Care

Attorney Docket No.: 020.0341.US.CON

Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450 -

Group Art Unit: 3735

Examiner: Natnithithadha, Navin

## INFORMATION DISCLOSURE STATEMENT

Dear Sir:

This Information Disclosure Statement is submitted:

<ul> <li>under 37 CFR 1.97(c) together with either a:         Statement under 37 CFR 1.97(e), or         a \$180.00 fee under 37 CFR 1.17(p), or         (After the CFR 1.97(b) time period, but before final action or notionallowance, whichever occurs first)     </li> <li>under 37 CFR 1.97(d) together with a:         Statement under 37 CFR 1.97(e), and         a \$180.00 fee set forth in 37 CFR 1.17(p).         (Filed after final action or notice of allowance, whichever occurs to before payment of the issue fee)     </li> </ul>	finternational whichever
<ul> <li>Statement under 37 CFR 1.97(e), and</li> <li>a \$180.00 fee set forth in 37 CFR 1.17(p).</li> <li>(Filed after final action or notice of allowance, whichever occurs in the set of the set of</li></ul>	ice of
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X Applicant(s) submit herewith Form PTO 1449-Information Disclosure Citation together with copies, of patents, publications or other information of which applicant(s) are aware, which applicant(s) believe(s) may be material to the examination of this application and for which there may be a duty to disclose in accordance with 37 CFR 1.56.

The relevance of the attached references is that this is the closest art of which Applicant is aware. Applicant submits that the above references taken alone or in combination neither anticipate nor render obvious the present invention. Consideration of the foregoing in relation to this application is respectfully requested.

It is requested that the information disclosed herein be made of record in this application.

Respectfully submitted,

Customer No. 22895

atrick J.S. Inoux

Attorney/Agent for Applicant(s)

Reg. No. 40297

Date: August 3, 2006

Telephone No.: (206) 381-3900

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PTO/SB/08a (08-03)
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Complete if Known Substitute for form 1449A/PTO 10/646,243 Application Number INFORMATION DISCLOSURE August 22, 2003 Filing Date STATEMENT BY APPLICANT First Named Inventor Bardy Art Unit 3735 (Use as many sheets as necessary) Natnithithadha, Navin Examiner Name 020.0341.US.CON 1 Sheet Attorney Docket Number

U.S. PATENT DOCUMENTS					
Examiner	Cite No.1	Document Number Publication Date	Name of Patentee or	Pages, Columns, Lines, Where	
Initials*		Number - Kind Code <sup>2 (if known)</sup>	ber - Kind Code <sup>2 (if known)</sup> MM-DD-YYYY	Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
		US-6,662,032	12-09-2003	Gavish et al.	
		US-6,129,675	10-10-2000	Jay	
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	FOREIGN PATENT DOCUMENTS					
Examiner Initials*	Cite No.1	Foreign Patent Document  Country Code <sup>3</sup> - Number <sup>4</sup> - Kind Code <sup>5</sup> ( <i>if known</i> )	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear	T <sup>6</sup>
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Examiner	Date	201 01 1 100,1423
Signature	Considered	

\*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant. 'Applicant's unique citation designation number (optional). 'See Kinds Codes of USPTO Patent Documents at <a href="www.uspto.gov">www.uspto.gov</a> or MPEP 901.04. 'Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). 'For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. 'Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST. 16 if possible. 'Applicant is to place a check mark here if English language Translation is attached.'

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